

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 29 1989

Returned to applicant for correction.....

Corrected application filed.....

Map filed AUG 16 1989 under 53478

The applicant Joe B. Fallini, Jr. and Susan L. Fallini

Twin Springs of via Tonopah
Street and No. or P.O. Box No. City or Town

Nevada 89094, hereby make... application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is Upper Choke Cherry Spring
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.1 CFS second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Recreation & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point SE 1/4 SW 1/4, Sec. 36, T.2N., R.49E.,
Describe as being within a 40-acre subdivision of public

M.D.B. & M. or at a point from which the NE Cor. Sec. 4, T.1N., R.50E.,
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

M.D.B. & M. bears S 88°21' E a distance of 18,475 feet

6. Place of use SE 1/4 SW 1/4, Sec. 36, T.2N., R.49E., M.D.B. & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Spring Source
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$1,000.00

10. Estimated time required to construct works.....Completed.....
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....2 years.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By s/ Bruce L. Rice
P.O. Box 130, Smith NV 89430

Compared...pm/bp.....

Protested...10/26/89 by BLM.....

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ^{deny}~~grant~~ the same, subject to the following limitations and conditions:

Applications 53473 through 53554, inclusive, 53556, 53557, 53559 through 53565, inclusive, 53567 through 53576, inclusive, 53578 through 53582, inclusive, 53585 through 53588, inclusive, are hereby denied on the grounds that the applicants have not submitted the information requested by the State Engineer's office, that without this information the granting of the applications would be detrimental to the public interest, and that the applicants have not sufficiently demonstrated a reasonable expectation to apply the water from 110 different sources to the intended beneficial use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed on or before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P. E.

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed..... office, this 17th day of April

Certificate No..... Issued..... A.D. 19 97

Michael Turnipseed
State Engineer